

104TH CONGRESS
1ST SESSION

H. R. 488

To prohibit the distribution or receipt of restricted explosives without a Federal permit, and to require applications for such permits to include a photograph and the fingerprints of the applicant.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 11, 1995

Mr. QUINN (for himself, Mr. OXLEY, Mr. ACKERMAN, Mr. ABERCROMBIE, Mr. BLUTE, Mr. SAXTON, Mr. BARRETT of Nebraska, Mr. MONTGOMERY, Mr. HOUGHTON, Mr. MEEHAN, Mr. BACHUS, Mr. BILIRAKIS, Mr. HEINEMAN, Mr. LAFALCE, Mr. KING, Mr. SMITH of New Jersey, Mr. SKEEN, Mr. CANADY of Florida, Mr. MCCOLLUM, Mr. SERRANO, Ms. MOLINARI, and Mr. BARRETT of Wisconsin) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To prohibit the distribution or receipt of restricted explosives without a Federal permit, and to require applications for such permits to include a photograph and the fingerprints of the applicant.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Restricted Explosives
5 Control Act of 1994”.

1 **SEC. 2. PROHIBITION AGAINST THE DISTRIBUTION OR RE-**
2 **CEIPT OF RESTRICTED EXPLOSIVES WITH-**
3 **OUT A FEDERAL PERMIT.**

4 (a) IN GENERAL.—Section 842 of title 18, United
5 States Code, is amended—

6 (1) in subsection (a)(3)—

7 (A) in subparagraph (A)—

8 (i) by inserting “that are not re-
9 stricted explosives” after “explosive mate-
10 rials” the 2nd place such term appears;
11 and

12 (ii) by striking “or” after the semi-
13 colon;

14 (B) by redesignating subparagraph (B) as
15 subparagraph (C) and inserting after subpara-
16 graph (A) the following:

17 “(B) to distribute restricted explosives to
18 any person other than a licensee or permittee;
19 or”; and

20 (C) in subparagraph (C) (as so redesign-
21 ated), by inserting “that are not restricted ex-
22 plosives” after “explosive materials”; and

23 (2) in subsection (b)(3), by inserting “if the ex-
24 plosive materials are not restricted explosives,” be-
25 fore “a resident”.

1 (b) RESTRICTED EXPLOSIVES DEFINED.—Section
2 841 of such title is amended by adding at the end the
3 following:

4 “(o) ‘Restricted explosives’ means high explosives,
5 blasting agents, detonators, and more than 50 pounds of
6 black powder.”.

7 **SEC. 3. REQUIREMENT THAT APPLICATION FOR FEDERAL**
8 **EXPLOSIVES LICENSE OR PERMIT INCLUDE A**
9 **PHOTOGRAPH AND SET OF FINGERPRINTS**
10 **OF THE APPLICANT.**

11 (a) IN GENERAL.—Section 843(a) of title 18, United
12 States Code, is amended in the 1st sentence by inserting
13 “shall include the applicant’s photograph and set of fin-
14 gerprints, which shall be taken and transmitted to the Sec-
15 retary by the chief law enforcement officer of the appli-
16 cant’s place of residence, and” before “shall be”.

17 (b) CHIEF LAW ENFORCEMENT OFFICER DE-
18 FINED.—Section 841 of such title, as amended by section
19 2(b) of this Act, is amended by adding at the end the
20 following:

21 “(p) ‘Chief law enforcement officer’ means the chief
22 of police, the sheriff, or an equivalent officer or the des-
23 ignee of any such individual.”.

1 **SEC. 4. EFFECTIVE DATE.**

2 The amendments made by this Act shall apply to con-
3 duct engaged in after the 180-day period that begins with
4 the date of the enactment of this Act.

